

# EXHIBIT E

SOCIAL MEDIA CASES  
JCCP5255, 12/07/2023

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MOTION

SUPERIOR COURT FOR THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

DEPARTMENT 12

HON. CAROLYN B. KUHL, JUDGE

COORDINATION PROCEEDINGS )  
SPECIAL TITLE (RULE 3.550) ) JCCP NO. 5255  
 )  
SOCIAL MEDIA CASES )  
 )  
 )

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REPORTER'S TRANSCRIPT OF PROCEEDINGS

THURSDAY, DECEMBER 7, 2023

APPEARANCES:

FOR PLAINTIFFS:

KIESEL LAW  
BY: PAUL R. KIESEL  
BY: CHERISSE H. CLEOFE  
8648 WILSHIRE BLVD.  
BEVERLY HILLS, CA 90211

PANISH SHEA BOYLE RAVIPUDI  
BY: RAHUL RAVIPUDI  
BY: JESSE CREED  
11111 SANTA MONICA BLVD., #700  
LOS ANGELES, CA 90025

BEASLEY ALLEN  
BY: JOSEPH VANZANDT  
BY: JENNIFER EMMEL  
218 COMMERCE STREET  
MONTGOMERY, AL 36103

MORGAN & MORGAN  
BY: EMILY JEFFCOTT  
220 WEST GARDEN STREET, 9TH FLR.  
PENSACOLA, FL 32502

GAIL PEEPLES, CSR NO. 11458  
PRO TEMPORE OFFICIAL REPORTER

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1 FOR THE PLAINTIFFS: LIEEFF CABRASER HEIMANN BERNSTEIN  
2 BY: LEXI HAZAM  
3 BY: KELLY MCNABB  
4 275 BATTERY ST., 29TH FLR.  
5 SAN FRANCISCO, CA 94111  
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7 KELLER ROHBACK  
8 BY: FELICIA CRAICK  
9 BY: DEAN KAWAMOTO  
10 1201 3RD AVE., #3200  
11 SEATTLE, WA 98101  
12  
13 FOR THE DEFENDANTS: COVINGTON BURLING  
14 BY: ASHLEY M. SIMONSEN  
15 BY: ISAAC D. CHAPUT  
16 BY: PHYLLIS JONES  
17 415 MISSION STREET, #5400  
18 SAN FRANCISCO, CA 94105  
19  
20 FAEGRE DRINKER  
21 BY: TARIFA B. LADDON  
22 11766 WILSHIRE BLVD., #750  
23 LOS ANGELES, CA 90025  
24  
25 WILSON SONSINI  
26 BY: CHRISTOPHER CHIOU  
27 BY: MATTHEW DONOHUE  
28 633 WEST FIFTH STREET, #1550  
LOS ANGELES, CA 90071  
29  
30 MUNGER TOLLES OLSON  
31 BY: JONATHAN H. BLAVIN  
32 560 MISSION STREET, 27TH FLR.  
33 SAN FRANCISCO, CA 94105  
34  
35 MUNGER TOLLES OLSON  
36 BY: ROSE LEDA EHLER  
37 350 S. GRAND AVENUE, 50TH FLR.  
38 LOS ANGELES, CA 90071  
39  
40 KING & SPALDING  
41 BY: MATTHEW BLASCHKE  
42 50 CALIFORNIA STREET  
43 SAN FRANCISCO, CA 94115  
44  
45 WILLIAMS CONNOLLY  
46 BY: JOE PETROGINELLI  
47 680 MAINE AVE, S.W.  
48 WASHINGTON, DC 20024  
49  
50 MORGAN LEWIS  
51 BY: YARDENA R. ZWANG-WEISSMAN  
52 300 S. GRAND AVE., 22ND FLR.  
53 LOS ANGELES, CA 90071

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1 FOR THE DEFENDANTS: KING & SPALDING  
2 BY: GEOFFREY M. DRAKE  
3 1180 PEACHTREE STREET, N.E.  
4 ATLANTA, GA 30309

5 COVINGTON BURLING  
6 BY: PAUL W. SCHMIDT  
7 BY: GREGORY L. HALPERIN  
8 620 EIGHTH AVENUE  
9 NEW YORK, NY 10018

10 OTHER APPEARANCES, LA COURTCONNECT:

11 FOR PLAINTIFFS: ANNIE KOUBA

12 AUSTIN BRANE

13 CHRISTOPHER L. AYERS

14 DAVIS VAUGHN

15 ERICA KUBLY

16 GRACE QUINLAN

17 JADE KOLLER

18 JAMES P. FRANZ

19 JENNIFER DOMER

20 KATHERINE MASSA

21 MICHAEL AKSELRUD

22 MICHAEL WEINKOWITZ

23 NARMEEN NKEITI

24 REGINA BAGDASARIAN

25 WILLIAM B. SHINOFF

26 EMANUELLA PAULOS

27 FOR DEFENDANTS: AMY FITERMAN

28 \*\*\*APPEARANCES NOT STATED ON THE RECORD TAKEN FROM MINUTE  
ORDER

1 ALPHABET.

2 MS. EHLER: GOOD MORNING, YOUR HONOR. ROSE EHLER  
3 FROM MUNGER TOLLES & OLSON FOR SNAP.

4 MR. BLAVIN: GOOD MORNING, YOUR HONOR. JONATHAN  
5 BLAVIN FROM MUNGER TOLLES FOR SNAP AS WELL.

6 THE COURT: OKAY. EVERYBODY CAN BE SEATED.

7 AND IT'S YOUR CHOICE WHETHER TO USE THE  
8 MICROPHONES FROM WHERE YOU ARE OR WHATEVER IS EASY FOR  
9 YOU IN THE STATUS CONFERENCE.

10 OKAY, THANK YOU, AS ALWAYS, FOR THE REPORT.  
11 IT WAS A FEW HOURS LATE, BUT WE MANAGED TO GET READY EVEN  
12 THOUGH YESTERDAY I WAS FULLY ENGAGED IN ANOTHER ISSUE.

13 HOWEVER -- SO, I WANT TO START WITH  
14 DISCOVERY VIS-A-VIS THE FEDERAL COURT BECAUSE IT COMES UP  
15 IN VARIOUS WAYS IN THE SPECIFICS WE'RE GOING TO TALK  
16 ABOUT.

17 SO, I HAVE SPOKEN WITH JUDGE GONZALEZ  
18 ROGERS. AND THE FEDERAL COURT IS GOING TO PRIMARILY  
19 HANDLE DISCOVERY WITH SOME CARVEOUTS. THIS COURT WILL,  
20 OF COURSE, SET ITS OWN DATES FOR PRETRIAL EVENTS AND FOR  
21 TRIAL. AND IF THE DISCOVERY IN FEDERAL COURT IS NOT  
22 PROCEEDING IN THE WAY THAT THOSE DEADLINES CAN BE MET,  
23 WE'LL HAVE A DISCUSSION ABOUT FURTHER COORDINATION  
24 EFFORTS BETWEEN THE MDL AND THIS CASE.

25 I DON'T ANTICIPATE PROBLEMS GIVEN THE FOCUS  
26 OF JUDGE GONZALES ROGERS AND THE NEW MAGISTRATE JUDGE ON  
27 THE CASE. SHE HAS A NUMBER OF DATES SET OUT IN THE  
28 FUTURE AS YOU KNOW. AND, SO, I AM NOT ANTICIPATING

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MOTION  
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1 MOTION IN LIMINE ON THAT ISSUE, YOU CAN DO THAT ANY TIME.  
2 IF YOU DO THAT -- WE WOULD WANT TO TALK ABOUT THE  
3 SCHEDULING FIRST. BUT, IF YOU DECIDED TO DO THAT, THEN  
4 I'D HAVE TO MAKE SURE TO ALLOW PLAINTIFFS SUFFICIENT TIME  
5 TO DO EXPERT DISCOVERY ON THAT.

6 THIS DOESN'T STRIKE ME -- AND KEEPING AN  
7 OPEN MIND, THIS DOES NOT STRIKE ME AS THE TYPE OF CASE  
8 WHERE GENERAL CAUSATION IS GOING TO BE ABLE TO BE PULLED  
9 APART FROM SPECIFIC CAUSATION. WE'RE TALKING ABOUT  
10 MENTAL ILLNESS HERE AND NOT A PHYSICAL CHANGE IN THE BODY  
11 LIKE MESOTHELIOMA OR DIABETES, WHICH ARE THINGS THAT  
12 INVOLVE IN TOXIC EXPOSURE OR DRUG CASES.

13 SO, I WOULD NOT PLAN DISCOVERY OR OTHER  
14 PRETRIAL EVENTS AROUND TRYING TO DETERMINE GENERAL  
15 CAUSATION IN THIS CASE. SO, THAT WOULD NOT BE PART OF MY  
16 PLANNING FOR THE CASE.

17 HOWEVER, IF DEFENDANTS TAKE THE INITIATIVE  
18 AND YOU FILE A MOTION TO -- MOTION FOR SUMMARY JUDGMENT  
19 OR AN EARLY MOTION IN LIMINE, I WILL -- I WILL DEAL WITH  
20 THAT EARLY. BUT, PLAINTIFFS WILL THEN HAVE TO GET  
21 SUFFICIENT DISCOVERY TO DEAL WITH IT.

22 SO, IF YOU'RE FAMILIAR WITH CALIFORNIA  
23 PROCEDURAL CASES, APPELLATE CASES, THERE WAS A CASE  
24 CALLED COTTE. C-O-T-T-L-E. AND THAT WAS IN THE  
25 NINETIES, MAYBE EVEN IN THE EIGHTIES. BUT, THAT WAS A  
26 CONCEPT WHERE THE PLAINTIFFS WERE REQUIRED AT AN EARLY  
27 STAGE OF A COMPLEX CASE TO PROVE-UP ONE ELEMENT OF THEIR  
28 CASE. AND, SO, THAT IS AN AUTHORIZED PROCESS.

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2 FOR THE COUNTY OF LOS ANGELES

3 DEPARTMENT 12

4 COORDINATION PROCEEDINGS )  
5 SPECIAL TITLE (RULE 3.550) )JCCP NO. 5255  
6 SOCIAL MEDIA CASES )  
 )REPORTER'S  
 )CERTIFICATE

7  
8  
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10  
11 I, GAIL PEEPLES, OFFICIAL REPORTER OF THE  
12 SUPERIOR COURT OF THE STATE OF CALIFORNIA, COUNTY OF LOS  
13 ANGELES, DO HEREBY CERTIFY THAT THE FOREGOING PAGES 1  
14 THROUGH 51, INCLUSIVE, COMPRIZE A FULL, TRUE, AND CORRECT  
15 TRANSCRIPT OF THE PROCEEDINGS HELD IN DEPARTMENT 12 ON  
16 DECEMBER 7, 2023, IN THE MATTER OF THE ABOVE-ENTITLED  
17 CAUSE.

18 DATED THIS 8TH DAY OF DECEMBER, 2023.

19  
20  
21 GAIL PEEPLES, CSR NO. 11458  
22 PRO TEMPORE REPORTER  
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